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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THOMAS KENNEDY HELM IV,)
)
Plaintiff,)
)
v.)
)
UNITED STATES OF AMERICA,)
)
Defendant.)

No. CV 10-4634 RS

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXTEND TIME FOR
FEDERAL DEFENDANT TO FILE A
RESPONSIVE PLEADING AND/OR
ANSWER**

1 The plaintiff, Thomas Kennedy Helm IV, ("Plaintiff") and the federal defendant United
2 States Department of Labor ("Federal Defendant")¹ by and through their counsel stipulate to the
3 following:

4 WHEREAS, Plaintiff has filed this action pursuant to the Freedom of Information Act,
5 Title 5 U.S.C. § 552 *et seq.* ("FOIA"), seeking the disclosure of records;

6 WHEREAS, the Federal Defendant's responsive pleading is currently due on November
7 15, 2010;

8 WHEREAS, the Federal Defendant expects to begin the rolling production of some of the
9 records requested by Plaintiff consistent with FOIA within the next thirty days;

10 WHEREAS, the Federal Defendant seeks additional time to prepare a responsive
11 pleading and or answer;

12 ACCORDINGLY, the parties agree and stipulate as follows:

13 The parties agree that the Federal Defendant shall have until December 15, 2010 to file a
14 responsive pleading in this action.

15 So Stipulated.

16
17 DATED: November 10, 2010

Respectfully submitted,

18 MELINDA HAAG
19 United States Attorney

20 /s/ Melissa Sladden

21 MELISSA BROWN SLADDEN
Assistant United States Attorney

22 DATED: November 10, 2010

23 MOIRA DUVERNAY
24 Law Offices of Amitai Schwartz

25 /s/ Moira Duvernay

26 MOIRA DUVERNAY
Attorney for the Plaintiff

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28 ¹The Federal Defendant is specially appearing for the purposes of filing this stipulation.

~~[PROPOSED]~~ ORDER

Pursuant to the stipulation of the parties, the Federal Defendant shall have until December 15, 2010 to file and serve a responsive pleading and or answer.

IT IS SO ORDERED

Dated: 11/10/10



RICHARD SEEBORG
United States District Court Judge